

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 1, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 25, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Renee Myers for her services with the Lincoln Police Department.

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.)

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, February 1, 2005.

- 5) **PUBLIC HEARINGS:**
 - A. An application for Corporate Manager for Benjamin M. Lynch in connection with a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Lee Ann, Inc. d/b/a Merle's Food & Drink, located at 8250 West "O" Street, Lincoln, Lancaster County, Nebraska.

 - B. Continuation of a public hearing regarding an application for an amusement license from Cara Carney and Brad Bray to hold a country music festival on Saturday, August 13, and Sunday, August 14, 2005 at 15305 Van Dorn Street, Walton, Lancaster County, Nebraska. Hours for the festival will be 10 a.m. to 1 a.m. on Saturday and 12 p.m. (Noon) to 8 p.m. on Sunday. (See Old Business Item 6A for correlating application for Special Designated License.)

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

5) **PUBLIC HEARINGS CONTINUED:**

- C. Continuation of a public hearing regarding County Special Permit 04059, requested by Mark Hunzeker on behalf of David Benes, for the commercial storage and sale of farm chemicals, on property generally located at the northwest corner of North 56th Street (Highway 77) and Mill Road in Lancaster County, Nebraska. (See Old Business Item 6B for correlating resolution.)
- D. Continuation of a public hearing regarding a Comprehensive Plan Amendment 04021, by the Director of Planning, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, by adopting the proposed "Airport West Subarea Plan" for the area generally from Northwest 27th to Northwest 70th Streets, from U.S. Highway 34 to U.S. Highway 6 (West "O" Street), including associated amendments to the Community Form; Business and Commerce; Mobility and Transportation; Community Facilities; and Parks, Recreation and Open Space sections of the Comprehensive Plan. (See New Business Item 7A for correlating resolution.)
- E. Continuation of a public hearing regarding an application for Corporate Manager for Douglas Allen Joe in connection with an application for a Class B (Beer Off sale Only) liquor license for Raymond Rock, Inc. d/b/a Toni's Corner, located at 5700 West Raymond Road, Raymond, Lancaster County, Nebraska. (See New Business Item 7B for correlating resolution.)

6) **OLD BUSINESS:**

- A. An application for a special designated license from Four Sons Inc. d/b/a Trakside Bar, located at 13901 Guildford in Waverly, Nebraska, to provide liquor beverage service in connection with an application for an amusement license to hold a country music festival on Saturday, August 13, 2005 from 10 a.m. to 1 a.m. and on Sunday, August 14, 2005 from 10 a.m. to 8 p.m. at 15305 Van Dorn Street, Walton, Lancaster County, Nebraska.
- B. A resolution in the matter of County Special Permit 04059, requested by Mark Hunzeker on behalf of David Benes, for commercial storage and sale of farm chemicals on property generally located at the northwest corner of North 56th Street (Highway 77) and Mill Road, Lancaster County, Nebraska. (R-05-0008)

7) **NEW BUSINESS:**

- A. A resolution in the matter of Comprehensive Plan Amendment 04021, by the Director of Planning, to adopt the "Airport West Subarea Plan" for the area generally from Northwest 27th to Northwest 70th Streets, from U.S. Highway 34 to U.S. Highway 6 (West "O" Street), as provided in Exhibits "A" and "B". (R-05-0010)
- B. A resolution in the matter of an application for Corporate Manager for Douglas Allen Joe and an application for a Class B (Beer Off sale Only) liquor license for Raymond Rock, Inc. d/b/a Toni's Corner, located at 5700 West Raymond Road, Raymond, Lancaster County, Nebraska. (R-05-0011)
- C. An application for a special events permit from 2005 Animal Run to hold a fund raiser for a local charity on Saturday, February 5, 2005, beginning at 10 a.m..
- D. A grant contract with Catholic Social Services for cultural and employment orientation classes to refugees to place 70 participants into employment who have been in the United States four to sixty (60) months, in the amount of \$99,094. Term of the grant contract is October 1, 2004 through September 30, 2005. (C-05-0043)
- E. A grant contract between the City of Lincoln and Lancaster County, on behalf of the Community Mental Health Center, to assist in the "Harvest Project", a program designed to specifically work with individuals who are over the age of 55 and suffer the combined effects of advanced age, impaired health, mental illness, and/or substance abuse. The City will contribute \$12,500 to the County. Term of the grant contract is January 1, 2005 through August 31, 2005. (C-05-0044)
- F. A contract with Paramount Linen & Uniform for annual requirements for mat and linen rental services for the County and the City, in the estimated combined total of \$44,801.88. Term of the contract is March 1, 2005 through February 28, 2006 with two, one year renewal options. (C-05-0062)
- G. A resolution in the matter of relaxing design standards relating to Project SRR-55(146) on Panama Road between South 54th and South 68th Streets in Lancaster County, Nebraska. (R-05-0012)
- H. Recommendation from the County Engineer and the Purchasing Agent to award a bid to LCL Truck Equipment, Inc., in the amount of \$34,886, to provide and install four new truck bodies with various attachments (including hydraulics, lighting systems, plows and material spreaders). (B-05-0005)

7) **NEW BUSINESS CONTINUED:**

- I. A license renewal application through the Nebraska Health and Human Services to operate the Community Mental Health Center, Crisis Center. The County will pay \$250 for the license renewal.
- J. Allowance Modification No. 1 to the agreement between Lancaster County and Progressive Construction, L.L.C. for the construction of the Lancaster County vehicle storage facility, adding \$2,012 to the Contingency Allowance.
- K. Designation of the following as official newspapers for Lancaster County for publication of transportation projects for 2005:
 - ▶ Lincoln Journal Star
 - ▶ The Voice (Hickman)
 - ▶ Seward Independent
 - ▶ Crete News
 - ▶ The News (Waverly)
- L. A request for refund of 2004 real estate taxes from Thomas S. Tracy on behalf of Tracy's Body Shop located at 1500 Center Park Road. (This will be a credit of the 2004 taxes.)

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
 - 1. County Attorney's Quarterly Report from October 1, 2004 through December 31, 2004.
- B. Setting of a public hearing for Tuesday, February 15, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for County Change of Zone 04080, from AG Agricultural District to I Industrial District, requested by Capital Concrete Company, on property generally located at the northeast corner of Highway 2 and Highway 42 (South 162nd Street) in Lancaster County, Nebraska.

8) **CONSENT ITEMS CONTINUED:**

- C. Request from Tom R. Wickizer, an employee with the Lancaster County Engineering Department, to voluntarily participate in the County's retirement plan.
- D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:
- ▶ Countryside Farms, Inc., in the amount of \$569.80, at the intersection of Southwest 14th Street and Pella Road; Project C.P.W.-64. (C-05-0045)
 - ▶ George Bool, in the amount of \$514, one-half mile east of the intersection at Northwest 70th Street and West McKelvie Road; Project C.P.E-29. (C-05-0046)
 - ▶ Constructors, Inc., in the amount of \$413, approximately one-eighth mile south of South 54th Street and Roca Road; Project C.P.S-84. (C-05-0047)
 - ▶ Clarence Weaver Family Trust, in the amount of \$203.50, one-half mile east of the intersection at South 134th Street and Princeton Road; Project C.P.Y-181. (C-05-0048)
 - ▶ Loren E. and Lavina Schwaninger, in the amount of \$431.20, at the intersection at Southwest 14th Street and Pella Road; Project C.P.W-64. (C-05-0049)
 - ▶ Gary R. Bentzinger, in the total amount of \$144, approximately one-quarter mile north of the intersection at Martell Road and South 54th Street; Project C.P.-S-82. (2 contracts) (C-05-0050 and C-05-0051)
 - ▶ Marjorie L. Kalkwarf, in the total amount of \$158.60, 1,510 feet north of West Wittstruck Road on Southwest 114th Street; Project C.P.U-71. (2 contracts) (C-05-0052 and C-05-0053)
 - ▶ James P. and Wendy S. O'Brien, in the total amount of \$1,018, at Southwest 119th Street and West Midway Road; Project C.P.N-166. (2 contracts) (C-05-0054 and C-05-0055)
 - ▶ Marjorie M. Olney, in the total amount of \$70, one-quarter mile north of the intersection at Martell Road and South 54th Street; Project C.P.S-82. (2 contracts) (C-05-0056 and C-05-0057)
 - ▶ Dennis L. and Malinda J. Buel, in the total amount of \$172, approximately one-half mile south of the intersection of Martell Road and South 54th Street; Project CP-S-221d. (2 contracts) (C-05-0058 and C-05-0059)
 - ▶ Tracy P. and Michelle L. St. Clair, in the total amount of \$2,595.88, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-407(2). (2 contracts) (C-05-0060 and C-05-0061)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, February 3, 2005 beginning at 8:30 a.m. in the Room 113 on the first floor of the County-City Building.

- B. Public hearings will be held on Tuesday, February 8, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 - 1. Revisions to the Lancaster County General Assistance Guidelines. (A copy of the proposed revisions is on file in the Lancaster County Clerk's Office.)

 - 2. **County Special Permit 04047, North Branched Oak Estates Community Unit Plan**, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for nine residential acreage units and associated waiver requests, on property generally located southwest of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.

 - 3. **County Preliminary Plat 04021, North Branched Oak Estates**, requested by Brian D. Carstens and Associates on behalf of Robert and Michelle Benes, for nine residential acreage lots and associated waiver requests, on property generally located southwest of the intersection of Northwest 84th Street and West Rock Creek Road in Lancaster County, Nebraska.

- C. Public hearings will be held on Tuesday, February 15, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 - 1. Establishing of a County Visitors' Improvement Fund pursuant to Neb. Rev. Stat. § 81-1255 (Supp. 2003).

 - 2. An application for an amusement license from David Samani to hold an off-road vehicle (motocross) demonstration at 8800 Kolbrook Road in connection with the National Kawasaki Plant Regional Distributor Convention. The event will begin on Sunday, June 12, 2005 and run through Thursday, June 16, 2005. Hours of operation will be 9 a.m. to 6 p.m. each day.

- D. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov>) on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 1, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 25, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.)

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 238 additions and deductions to the tax assessment rolls per Exhibit A.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Calvary Cemetery & Mausoleum
Catholic Bishop of Lincoln
Faith Apostolic Holiness Church
Food Bank of Lincoln, Inc.
North American Martyrs School
St. Patrick's Catholic Church
Temple Baptist Church

5) **ADJOURNMENT:**

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